

**OPTOMETRY EXAMINING BOARD
LIVE MEETING MINUTES
SEPTEMBER 15, 2011**

PRESENT: Swaminat Balachandran (joined at 9:12 a.m.), Ann Meier Carli, Richard Foss, Gregory Foster, Kathi Leach

STAFF: Kelli Kaalele, Bureau Director; Lydia Thompson, Legal Counsel; Karen Rude-Evans, Bureau Assistant

GUESTS: Peter Theo, WOA

CALL TO ORDER

Gregory Foster, Chair, called the meeting to order at 9:01 a.m. A quorum of four (4) members was confirmed.

ADOPTION OF AGENDA

Amendment:

- Item F5 – Insert after page 8 – Scope Statement relating to lens prescriptions

MOTION: Ann Meier Carli moved, seconded by Richard Foss, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF JUNE 9, 2010

MOTION: Richard Foss moved, seconded by Ann Meier Carli, to approve the minutes of June 9, 2010 as written. Motion carried unanimously.

SECRETARY MATTERS

There was no report at this time.

BUREAU DIRECTOR MATTERS

2012 Meeting Dates

Kelli Kaalele reviewed the 2012 meeting dates with the Board.

PRESENTATION OF PROPOSED STIPULATION(S), FINAL DECISION(S) AND ORDER(S)

DOE Attorney Jim Polewski presented a Proposed Stipulation, Final Decision and Order in the disciplinary proceedings against **William H. Myers, OD**, case **10 OPT 012**. This matter will be deliberated in closed session.

INTRODUCTION OF LEGAL COUNSEL

Lydia Thompson is the new legal counsel for the Board. Ms. Thompson gave a brief history of her background and looks forward to working with the Board.

BOARD REVIEW AND APPROVAL OF SCOPE STATEMENT RELATING TO LENS PRESCRIPTIONS

The Board reviewed the scope statement relating to lens prescriptions

MOTION: Richard Foss moved, seconded by Kathi Leach, to adopt the scope statement relating to lens prescriptions as drafted. Motion carried unanimously.

Chair Gregory Foster authorized Kelli Kaalele to sign the scope statement on his behalf.

INFORMATIONAL ITEMS

The informational items were noted.

NEW BUSINESS

There was no new business.

PUBLIC COMMENTS

Peter Theo, WOA, addressed the Board.

CONVENE TO CLOSED SESSION

MOTION: Gregory Foster moved, seconded by Ann Meier Carli, to adjourn to closed session pursuant to Wisconsin Statutes 19.85(1)(a)(b)(f) and (g), to deliberate on cases following hearing (s. 19.85(1)(a), Stats.; consider closing

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disciplinary investigation with administrative warning (s. 19.85(1)(b), Stats. and 440.205, Stats., to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.; and, to confer with legal counsel (s. 19.85(1)(g), Stats.). Roll Call Vote: Swaminat Balachandran-yes; Ann Meier Carli – yes; Richard Foss-yes; Gregory Foster-yes; Kathi Leach – yes. Motion carried unanimously.

Open session recessed at 9:46 a.m.

RECONVENE TO OPEN SESSION

MOTION: Swaminat Balachandran moved, seconded by Kathi Leach, to reconvene to open session. Motion carried unanimously.

Open session reconvened at 10:09 a.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION IF VOTING IS APPROPRIATE

DELIBERATION OF PROPOSED STIPULATION, FINAL DECISION AND ORDER

WILLIAM H MYERS, OD 10 OPT 012

MOTION: Swaminat Balachandran moved, seconded by Richard Foss, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the disciplinary proceedings against William H. Myers, OD. Motion carried. Kathi Leach was excused during deliberations and abstained from voting.

Chair Gregory Foster authorized Kelli Kaalele to sign the Order on his behalf.

REQUEST FOR COMPLETION OF CE REQUIREMENT ONLINE

J.J.G, OD

MOTION: Ann Meier Carli moved, seconded by Kathi Leach, to grant the request for completion of the CE requirement online to J.J.G., OD, for the current biennium. For the biennium period of January 1, 2012 through December 31 2013, J.J.G. needs to submit a request for completing the CE requirement online, along with supporting documentation from his

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physician, to the Board no later than February 1, 2012. Motion carried unanimously.

ADJOURNMENT

MOTION: Swaminat Balachandran moved, seconded by Ann Meier Carli, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:11 a.m.